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APPLICATION NO.	FII	ING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/088,193 09/12/2002		9/12/2002	Hans Bleckmann	AP9714 1517	
10291	7590	10/28/2004		EXAMINER	
•		& GRAUER P	DAVIS, OCTAVIA L		
39533 WOODWARD AVENUE SUITE 140				ART UNIT	PAPER NUMBER
BLOOMFIE	LD HILLS	, MI 48304-06	2855		

DATE MAILED: 10/28/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

		Application No.	Applicant(s)					
		10/088,193	BLECKMANN ET AL.					
	Office Action Summary	Examiner	Art Unit					
•		Octavia Davis	2855					
The MAILING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply								
THE I - Exter after - If the - If NO - Failu - Any r	ORTENED STATUTORY PERIOD FOR REPL'MAILING DATE OF THIS COMMUNICATION. nsions of time may be available under the provisions of 37 CFR 1.1 SIX (6) MONTHS from the mailing date of this communication. period for reply specified above is less than thirty (30) days, a repl period for reply is specified above, the maximum statutory period or to reply within the set or extended period for reply will, by statute eply received by the Office later than three months after the mailing and patent term adjustment. See 37 CFR 1.704(b).	36(a). In no event, however, may a reply be tin y within the statutory minimum of thirty (30) day will apply and will expire SIX (6) MONTHS from e, cause the application to become ABANDONE	nely filed s will be considered timely. the mailing date of this communication. C) (35 U.S.C. § 133).					
1)⊠	Responsive to communication(s) filed on 8/9/	<u>′04</u> .						
2a)⊠	This action is FINAL . 2b) ☐ Th	nis action is non-final.						
3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under <i>Ex parte Quayle</i> , 1935 C.D. 11, 453 O.G. 213.								
Disposition of Claims								
•	Claim(s) <u>14-26</u> is/are pending in the application.							
	4a) Of the above claim(s) <u>15 and 23</u> is/are withdrawn from consideration.							
·	Claim(s) <u>14 and 16 -21</u> is/are allowed.							
· <u> </u>	Claim(s) <u>22 and 24-26</u> is/are rejected.							
	Claim(s) is/are objected to.							
8) Claim(s) are subject to restriction and/or election requirement. Application Papers								
9) The specification is objected to by the Examiner.								
10) ☐ The drawing(s) filed on is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.								
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).								
11) The proposed drawing correction filed on is: a) approved b) disapproved by the Examiner.								
If approved, corrected drawings are required in reply to this Office action.								
12) The oath or declaration is objected to by the Examiner.								
Priority under 35 U.S.C. §§ 119 and 120								
13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).								
a) ☐ All b) ☐ Some * c) ☐ None of:								
	1. Certified copies of the priority documents have been received.							
	2. Certified copies of the priority documents have been received in Application No							
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)). * See the attached detailed Office action for a list of the certified copies not received. 								
14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).								
a) ☐ The translation of the foreign language provisional application has been received. 15)☐ Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.								
Attachment(s)								
2) Notic	e of References Cited (PTO-892) e of Draftsperson's Patent Drawing Review (PTO-948) nation Disclosure Statement(s) (PTO-1449) Paper No(s) _	5) Notice of Informal	y (PTO-413) Paper No(s) Patent Application (PTO-152)					
S Dotont and To	1.0"	 						

Application/Control Number: 10/088,193

Art Unit: 2855

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. Claims 22 and 24 – 26 are rejected under 35 U.S.C. 102(e) as being anticipated by Herrmann et al.

Regarding claim 22, Hermann et al disclose a control circuit for controlling the driving stability of a vehicle comprising a control circuit (See Col. 6, line 44) is provided for the wheel brake pressures, the circuit determines the nominal wheel pressures for an optimum driving stability (See Col. 6, lines 45 - 49).

Regarding claim 24, various vehicle models are used in the control circuit, which simulates the driving behavior of the vehicle via calculation (See Col. 3, lines 8 - 14).

Regarding claim 25, means are provided, attributing a value to the nominal value of which represents the zero point of the transverse force (See Col. 8, lines 31 - 60).

Regarding claim 26, the control circuit attributes the amplitude variations by means of an inverse function to changes in distance according to a specific relation (See Col. 8, lines 31 – 60).

Application/Control Number: 10/088,193 Page 3

Art Unit: 2855

Allowable Subject Matter

3. Claims 14 and 16 - 21 are allowed.

Response to Arguments

4. Applicant's arguments filed 8/9/04 have been fully considered but they are not persuasive. In response to applicant's argument that the reference does not disclose means for standardizing the output signal to at least one nominal value when a vehicle movement behavior is stationary", it is the examiner's position that in Hermann et al, the vehicle model circuit 10, which on the basis of a vehicle reference model, defines at least one nominal value for a control quantity subject to predetermined parameters, wherein at least one of the predetermined parameters is varied subject to at least one of the input values which are measured during a stationary driving behavior, the output signals being adapted to one or more standard parameters (See Col. 6, lines 30 – 49 and Col. 12, lines 58 – 65), thus the reference still stands.

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event,

however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

5. Any inquiry concerning this communication should be directed to Examiner Octavia Davis at telephone number (571) 272 - 2176. The examiner can normally be reached on Monday - Thursdays (9:00 - 5:00), Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Edward Lefkowitz, can be reached on (571) 272 - 2180. The fax phone number for the organization where this application where this application or proceeding is assigned is (703) 872 – 9306.

DD

OD/2855

10/20/04

EDWARD LEFKOWITZ
SUPERVISORY PATENT EXAMINER
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